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Attorneys for Defendant
NetApp, Inc.,

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SUN MICROSYSTEMS, INC.,

Plaintiff,

v.

NETWORK APPLIANCE, INC.,

Defendant.

Case No. C 08-01641 EDL

**JOINT STIPULATION RE EXTENSION
OF TIME FOR DEFENDANT NETAPP,
INC. (FORMERLY NETWORK
APPLIANCE, INC.) TO RESPOND TO
COMPLAINT**

WHEREAS, on March 26, 2008, Plaintiff Sun Microsystems, Inc. filed its complaint in the United States District Court for the Northern District of California and served the Complaint upon Defendant NetApp, Inc. on March 28, 2008; and

WHEREAS the filing of this Stipulation does not waive any of Defendant's defenses to the Complaint;

WHEREAS the parties agree that Defendant may have an extension of time to respond to the Complaint; and

WHEREAS, pursuant to Local Rule 6-1(a), Court approval of this stipulation is not required,

1 It is hereby stipulated between NetApp, Inc. and Sun Microsystems, Inc., through their
2 respective counsel of record, that the last day for Defendant to respond to the Complaint on file in
3 this action shall be May 19, 2008.

4
5 DATED: April 7, 2008

Respectfully submitted,

6 WEIL, GOTSHAL & MANGES LLP

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11 DATED: April 7, 2008

Respectfully submitted,

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